

## **REMARKS**

### **1. Summary of the Office Action**

Claims 14 – 24 are allowed and claims 25, 27– 33, and 35 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1 – 31 of U.S. patent no. 5,925,841 (hereinafter “Rossum”).

### **2. Response to § 103 Rejections**

Applicant has canceled claims 25-35 without prejudice and will further pursue the subject matter claimed in a continuation application.

In light of the above, Applicant respectfully submits that the rejection under 35 U.S.C. § 103 has been overcome, and withdrawal of this rejection is therefore respectfully requested.

### **3. Conclusion**

Having tendered the above remarks and amended the claims as indicated herein, Applicant respectfully submits that all rejections have been addressed and that the claims are now in a condition for allowance, which is earnestly solicited. It should furthermore be noted that the above amendments to the claims have not been made for reasons of patentability.

If there are any additional charges, please charge Deposit Account No. 02-2666. If a telephone interview would in any way expedite the prosecution of the present application, the Examiner is invited to contact Garth Vivier at (408) 947-8200 ext. 245.

Respectfully submitted,

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